



DT20 Rec'd PCT/PTO 10 MAR 2003

PST #171

PATENT APPLICATION  
Mo-6996  
LeA 33,955

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

APPLICATION OF )  
GUNTHER EBERZ ET AL )  
SERIAL NUMBER: 10/069,353 )  
FILED: FEBRUARY 22, 2002 )  
TITLE: NUCLEIC ACIDS WHICH CODE FOR )  
THE ENZYME ACTIVITIES OF THE )  
SPINOSYN BIOSYNTHESIS )

**INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. 1.97(b)**

Assistant Commissioner for Patents

Washington, D.C. 20231

Sir:

This disclosure statement under 37 CFR 1.97 & 1.98 is submitted before the first Office Action in order that the Patent and Trademark Office may consider the relevancy of certain information to the invention described and claimed in the subject application, and in compliance with the regulations concerning information disclosure statements, copies of documents and any corresponding English language equivalents listed on the attached Form PTO are enclosed.

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an enveloped addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231 3/07/03

Date

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Name of applicant, assignee or Registered Representative

Signature

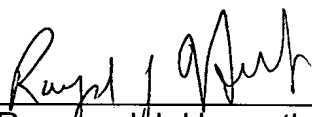
March 7, 2003

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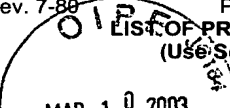
Concise statements of the presently understood relevance of each of the documents are found in the specification filed.

This Information Disclosure Statement should not be construed as a representation that a search has been made, that additional information material to the examination of this application does not exist, that any document mentioned herein constitutes prior art, or that the documents listed severally or in any combination with one another or with any other information, are believed to render any claim in the subject application prima facie unpatentable.

Respectfully submitted,

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Form PTO 1449 Rev. 7-89	U.S. Department of Commerce Patent and Trademark Office <b>LIST OF PRIOR ART CITED BY APPLICANT</b> (Use Several Sheets If Necessary)	Atty. Docket No. Mo-6996 / LeA 33,955	Serial No. 10/069,353
		Applicant Gunther Eberz et al	
		Filing Date February 22, 2002	Group

**U.S. PATENT DOCUMENTS**

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	AA 5,202,242	04/13/93	(Bel. to corresp. to WO Mynderse et al	93/09126) 435	76	
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EXAMINER Initial if references considered, whether or not citation is in conformance with MPEP 609: Draw line through if not in conformance and not considered. Include copy of this form with next communication to applicant.	

\* Copies of documents previously submitted by WIPO.

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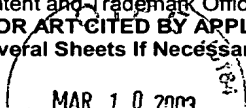
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